

REMARKS/ARGUMENTS

Claims 1-19 were rejected in the non-final Office Action dated January 25, 2008. Claims 1, 7, 12, and 18 are amended. All amended claims are supported by the specification as filed. No new matter has been added. Claims 1-19 remain pending in the application. Applicants respectfully request reconsideration and allowance of all pending claims.

A. Claim Rejections Under 35 U.S.C. § 112

Claims 1, 7, 12, and 18 stand rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. In particular, the Examiner notes that the claimed limitation of "for data stored at the multiple enterprise data sources that is associated with the identified applications" fails to be supported by specification as claimed. Applicants amended claims 1, 7, 12, and 18 such that the above identified claimed limitation is deleted from the claim language. Applicants assert that the amended claims 1, 7, 12, and 18 comply with the written description requirement under the first paragraph of 35 U.S.C. § 112.

B. Claim Rejections Under 35 U.S.C. § 102

In the pending Office Action, claims 1, 2, 4-10, 12, 13, and 15-19 were rejected under 35 U.S.C. § 102(e) as allegedly anticipated by U.S. Patent No. 6,968,184 to Criss et al. (hereinafter Criss). For a claim to be anticipated by a reference, the reference must describe each and every element as set forth in the claim, either expressly or inherently, in a single prior art reference. Applicants respectfully traverse the rejection under U.S.C. § 102(e) because Criss fails to describe at least one claim element from each of the claims.

Claim 1, as amended, is provided below in its entirety with emphasis added to highlight particular elements:

1. A method of change management for a mobile data system having a mobile client device that shares data with multiple enterprise data sources, the method comprising:
initiating change management processing in response to receiving a communication request from the mobile client device to establish communications with a server of the mobile data system, wherein the

communication request includes data that identifies one or more applications installed at the mobile client device and to which the mobile client device is subscribed, and identifies metadata at the mobile client device associated with the one or more subscribed applications;

determining if an update package is available for the identified application subscribed at the client device, based on the metadata identified by the communication request wherein the metadata comprises data sufficient to define the subscribed application including Business Objects, Business Objects properties, Business Objects Rules, and Business Constants components of the identified application; and

downloading the update package to the mobile client device and updating the identified applications and associated data at the mobile client device.

As recited in the claim, the method includes initiating change management processing in response to receiving a communication request from the mobile client device to establish communications with a server. The communication request includes metadata that identifies one or more subscribed applications installed at the mobile client device. The metadata is sufficient to define the applications at the client device, wherein the definition is comprised of Business Objects, Business Objects properties, Business Objects Rules, and Business Constants components. The method further includes determining if an update package is available for the identified application subscribed at the client device, and downloading the update package to the mobile client device and updating the identified applications and associated data at the mobile client device. All the independent claims (i.e., claims 1, 7, 12, 18) recite similar features.

1. Lack of Claimed "Metadata" in Criss

Criss fails to describe the claim features described above. Criss fails to describe "the metadata which comprises data sufficient to define the subscribed application including Business Objects, Business Objects properties, Business Objects Rules, and Business Constants components of the identified application". This feature is supported by the specification at page 43, lines 15-18. Criss fails to even suggest metadata that would be sufficient to define the subscribed applications. Criss merely describes that the host computer requests from the mobile terminal "indicia" that identifies which version of operating software the mobile terminal is

running (see column 7, lines 37-39). In an alternative embodiment, Criss indicates the mobile terminal prompts the host computer to transmit back to the mobile terminal a "Package Definition Packet" including the version identifier for their operating software (column 20, lines 44-65). The Criss "indicia", which identifies the installed version of operating software, has no relation to the claimed metadata that defines the application including Business Objects, Business Objects properties, Business Objects Rules, and Business Constants components of the identified application. Criss fails to describe any relevance of the specific version number with metadata which defines the subscribed application at the client device. Thus, Criss does not anticipate the invention of the independent claims 1, 7, 12, and 18.

2. Lack of Claimed "Change Management Processing" in Criss

Additionally, claim 1 recites "initiating change management processing in response to receiving a communication request from the mobile client device to establish communications with a server of the mobile data system". Indeed, change management processing occurs every time the client device make a request to the server for communication. Therefore, the server will check for application updates with every client device communication to the server. See, for example, the specification at page 45, lines 2-3 and at page 46, lines 16-17. In contrast, Criss initiates the wireless software upgrades processing by sending a special request for the indicia that identifies the version operating software in both embodiments, either the host computer queries the mobile device or the mobile device queries the host computer (see column 7, lines 37-39; Fig. 7(c), column 20, lines 32-65; Fig. 14(c)). Criss does not provide any discussion or suggestion to initiate the change management process in response to every communication request to establish communication with the server.

3. Lack of Claimed "Determining Update Package" in Criss

Furthermore, amended claim 1 recites "determining if an update package is available for the identified application subscribed at the client device" and "downloading the update package to the mobile client device and updating the identified applications and associated data at the mobile client device". In accordance with the claim language, the process of determining if an update package is available for the identified application subscribed at the

client device and downloading the update package and updating the identified applications and associated data at the mobile client device, occurs in a communication request to establish communications. In contrast, Criss describes a query-response exchange from the host (server) to the mobile (or vice-versa) for the specific purpose of a software update operation. In the event that the processor determines that the host computer has requested that updated operating software be downloaded, the mobile terminal begins the process of sequentially stepping through each file name listed in the package definition file and transmitting in turn a request that the FTP server transfer the actual file so that it may be downloaded and stored in the mobile terminal. Such sequential exchange of the file requests and the transfer of files between the mobile terminal and the FTP server continues iteratively until the mobile terminal has requested and received each of the files named in the Package Definition Packet received in the comparison result field (see column 13, line 60 to column 14, line 21, and Fig. 7(f)-7(i) of Criss). In the alternative embodiment of Criss, the same process of sequentially stepping through each file name listed in the package definition file in the package definition field and transmitting a request that the host computer transfer the actual file so that it may be downloaded and stored in the mobile terminal will begins, if it is determined that the versions software are different (see column 21, lines 4-28, and Fig. 14(e)-14(h) of Criss).

4. No Anticipation by Criss

Criss fails to describe the process of determining if an update package is available for the identified application subscribed at the client device and downloading the update package and updating the identified applications and associated data at the mobile client device in the same communication request. Therefore, Criss fails to describe at least three claimed features discussed above, and thus, cannot anticipate **claim 1**.

Claims 7, 12, and 18, the other rejected independent claims, have been amended and include features similar to those features of claim 1 discussed above, and thus are believed to be allowable over Criss for the same reasons provided above in relation to claim 1.

Claims 2, 4-6, 8-10, 13, and 15-19 depend, either directly or indirectly, from one of claims 1, 7, 12, and 18 discussed above, and are believed to be allowable at least for the

reasons given above for allowance of their respective base claims. Applicants respectfully request reconsideration and allowance of claims 1, 2, 4-10, 12, 13, and 15-19.

Claim Rejections Under 35 U.S.C. § 103

Claims 3, 11, 14, and 19 were rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Criss in view of "official notice" of the prior art.

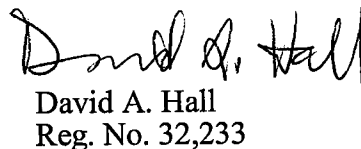
Claims 3, 11, 14, and 19 depend, either directly or indirectly, from one of the independent claims 1, 7, 12, and 18 respectively, and are believed to be allowable at least for the reason that they depend from an allowable base claim. In addition, on the basis of the amendments and the arguments given above in relation to the anticipation rejection, Applicants believe the cited portions of Criss and the Official Notice do not, either alone or in combination, teach or suggest the invention as recited in claims 3, 11, 14, and 19. Therefore, Applicants respectfully request reconsideration and allowance of claims 3, 11, 14, and 19.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858-350-6100.

Respectfully submitted,


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